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*and the Proposed Direct Purchaser Plaintiffs Class*

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
OAKLAND DIVISION

IN RE FLASH MEMORY ANTITRUST LITIGATION	)	Case No. C-07-0086-SBA
	)	
	)	<del>PROPOSED</del> ORDER APPOINTING
	)	INTERIM LEAD CLASS COUNSEL
	)	FOR DIRECT PURCHASER
	)	PLAINTIFFS

This Document Relates To:  
  
ALL DIRECT PURCHASER ACTIONS

1 The Motion to Appoint Interim Lead Class Counsel came on regularly for hearing on  
2 October 30, 2007. The Court, having carefully considered the papers and pleadings on file and  
3 oral arguments of counsel, hereby ORDERS that:

4 1. Pursuant to Federal Rule of Civil Procedure 23(g)(2)(A), the Court appoints Saveri  
5 & Saveri, Inc. and Pearson, Simon, Soter, Warshaw & Penny, LLP as Interim Lead Class Counsel  
6 for the direct purchaser plaintiff class.

7 2. Interim Lead Class Counsel shall be responsible for the overall conduct of the  
8 litigation on behalf of the direct purchaser plaintiff class. Interim Lead Class Counsel shall have  
9 authority to undertake all actions necessary to prosecute and resolve the direct purchaser actions,  
10 including the authority to conduct all motion practice, discovery, settlement negotiations, as well  
11 as pretrial and trial proceedings. Additionally, Interim Lead Class Counsel shall have the  
12 authority to delegate tasks to other direct purchaser plaintiffs' counsel as necessary for the efficient  
13 and effective conduct of the direct purchaser actions.

14 3. Interim Lead Class Counsel are hereby designated as the counsel for plaintiffs in  
15 the coordinated actions upon whom all notices, orders, pleadings, motions, discovery, and  
16 memoranda relating to the coordinated actions shall be served, and defendants shall effect service  
17 of papers on the direct purchaser plaintiffs in the coordinated actions by serving each of the  
18 Interim Lead Class Counsel above. An agreement reached between defendant(s) and Interim Lead  
19 Class Counsel or their designee(s), shall be binding on all other plaintiffs' counsel in the direct  
20 purchaser coordinated actions.

21 4. This Order shall be applied to all direct purchaser class actions related, transferred  
22 or coordinated to the above-captioned action.

23 5. All counsel shall keep a daily record of their time spent and expenses incurred in  
24 connection with this litigation, indicating with specificity the hours, location, and particular  
25 activity.

26  
27 Dated: 11/14/07

  
Honorable Sandra Brown Armstrong  
UNITED STATES DISTRICT COURT